

To: Johnson, Kathleen[Johnson.Kathleen@epa.gov]; McDaniel, Doug[McDaniel.Doug@epa.gov]; Schofield, John[Schofield.John@epa.gov]
From: Jones, Joel E.
Sent: Fri 11/7/2014 5:57:14 PM
Subject: FW: Financial Settlement for Exide

FYI – I assumed the permit would be a foregone conclusion based on Tom's initial message, but wanted to confirm.

From: Huetteman, Tom
Sent: Friday, November 07, 2014 8:53 AM
To: Jones, Joel E.
Subject: Re: Financial Settlement for Exide

I assume a **permit is likely** but they need to follow the process and make a proposal. I assume they will find the part b application to be complete which was one hurdle. CEQA is another state hurdle that will take a long time, maybe a year I believe.

Tom Huetteman, Assistant Director

Land Division, EPA Region 9

415-972-3751

On Nov 7, 2014, at 8:47 AM, "Jones, Joel E." <Jones.Joel@epa.gov> wrote:

Thanks, interesting developments. How will this ultimately affect the pending Exide permit application?

From: Huetteman, Tom
Sent: Thursday, November 06, 2014 3:13 PM
To: Scott, Jeff; Zito, Kelly; Keener, Bill; Mogharabi, Nahal; Armann, Steve; Moore, Letitia; Salyer, Kathleen; LEONIDO-JOHN, STEVEN; Gross, Barbara; Nelson, Cheryl; Jones, Joel E.
Subject: Financial Settlement for Exide

DTSC just called to tell us that Exide will post a filing with the bankruptcy court at 3pm today that is a proposed stipulate order with DTSC to resolve several financial obligations

at the facility. \$9M will be committed for residential lead cleanup, \$38.6M for financial assurance to cover closure costs, \$526k in penalties, and \$760k for corrective action oversight costs. These funds will be secured over a period of time. The court will rule on the proposal on November 26 and, if approved by the court, DTSC will have to approve it soon after that. DTSC has also signed an MOU with Exide to cover the period while the agreement is being reviewed by the court. The various documents will be posted on DTSC's web site and a press release is being issued. Tom

Tom Huetteman, Assistant Director

RCRA Branch, Land Division, USEPA Region 9

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